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05 UNITED STATES DISTRICT COURT
06 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

07 UNITED STATES OF AMERICA,)
08 Plaintiff,) Case No. CR02-0192-JCC-JPD
09 v.)
10 AMBER M. ANDRESS,) SUMMARY REPORT OF U.S.
11 Defendant.) MAGISTRATE JUDGE AS TO
ALLEGED VIOLATIONS
OF SUPERVISED RELEASE

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13 An initial hearing on a petition for violation of supervised release was held before the
14 undersigned Magistrate Judge on August 17, 2006. The United States was represented by
15 Assistant United States Attorney Sarah Y. Vogel, and the defendant by Mr. Jeffrey Smith.
16 The proceedings were recorded on cassette tape.

17 The defendant had been charged and convicted of Foreign Travel in Aid of
18 Racketeering Enterprise, and on or about July 18, 2003, was sentenced by the Honorable
19 John C. Coughenour to a term of four (4) months in custody, followed by three (3) years of
20 supervised release.

21 The conditions of supervised release included the requirements that the defendant
22 comply with all local, state, and federal laws, and with the standard conditions. Special
23 conditions imposed included, but were not limited to, substance-abuse and mental-health
24 treatment participation, prohibitions on firearms possession, and financial disclosure. In a
25 Petition for Warrant or Summons dated August 1, 2006, U.S. Probation Officer Robin L.
26 Elliott asserted the following violation by defendant of the conditions of her supervised

01 release:

02 Violation No. 1: Failing to submit a truthful and complete written report within the
03 first five days of January - June of 2006, in violation of standard condition 2.

04 Violation No. 2: Failing to follow the instructions of the probation officer in violation
05 of standard condition 3.

06 Violation No. 3: Failing to work regularly at a lawful occupation since January 2006,
07 in violation of standard condition 5.

08 Violation No. 4: Failing to notify the probation officer 10 days prior to any change in
09 employment or residence in violation of standard condition 6.

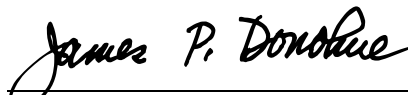
10 Violation No. 5: Failing to appear for drug testing on May 5 and 11, 2006, June 22
11 and 26, 2006, and July 5, 12, 14, 17, and 22, 2006 in violation of special condition no. 2.

12 The defendant was advised of the allegations and of her rights, denied the allegations,
13 and requested an evidentiary hearing. Pending the hearing, she was detained. On August 24,
14 2006, the defendant appeared for an evidentiary hearing on the alleged violations. At the
15 hearing, she was again advised of her rights. The defendant admitted the violations and
16 waived any rights to an evidentiary hearing as to whether the violations occurred.

17 I therefore recommend that the Court find the defendant to have violated the terms
18 and conditions of her supervised release as to Violations No. 1, 2, 3, 4, and 5, and that the
19 Court conduct a hearing limited to disposition. A disposition hearing has been set before the
20 Honorable John C. Coughenour on October 6, 2006 at 9 a.m.

21 Pending a final determination by the Court, the defendant has been released on bond
22 with the condition that she reside in a half-way house, and subject to continued supervision.

23
24 DATED this 24th day of August, 2006.

25 
26 JAMES P. DONOHUE
United States Magistrate Judge

cc: District Judge: Honorable John C. Coughenour
AUSA: Ms. Sarah Y. Vogel
Defendant's attorney: Mr. Jeffrey Smith
Probation officer: Ms. Robin L. Elliott